



UNITED STATES PATENT AND TRADEMARK OFFICE

OFFICE

SERIAL NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.
09/600047	04/11/01	SUMIDA, TETSUO	450119-02169

FROMMER LAWRENCE & HAUG  
745 FIFTH AVENUE- 10<sup>TH</sup> FL.  
NEW YORK NY 10151

EXAMINER	
HOANG, THAI	
ART UNIT	PAPER NUMBER
2667	

DATE MAILED: 9/1/06

NOTICE OF RESCINDED ABANDONMENT

In response to your communication filed \_\_\_\_\_

Through inadvertence, a Notice of Abandonment was mailed in the above-identified application. The Notice of Abandonment is hereby rescinded.

*Cheryl McCardle*  
FOR Cheryl McCardle  
Manager, Publications Division  
Office of Patent Publication  
571-272-4200

PATENT  
450119-02169

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants : Tetsuo Sumida, et al.  
 Serial No. : 09/600,047  
 For : DATA MULTIPLEXING APPARATUS AND DATA  
 MULTIPLEXING METHOD AND DATA TRANSMITTING  
 APPARATUS  
 Filed : April 11, 2001  
 Examiner : Hoang, Thai D.  
 Art Unit : 2667  
 Confirmation No. : 8866  
 Issue Fee Filed: : 9/13/05

745 Fifth Avenue  
 New York, New York 10151

**FACSIMILE**

I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office at the Central Fax Office at (571) 273-8300 and at the Publishing Division Fax No. (571) 270-9805 on the date shown below.

Laila Korda  
 Type or print name of  
 person signing certification

Laila A. Korda  
 Signature

September 1, 2006

Date of Signature

**NO FEE PETITION UNDER 37 CFR §1.181(a) TO REQUEST REMOVAL OF  
 HOLDING OF ABANDONMENT**

Mail Stop: Publishing Division  
 Commissioner of Patents and Trademarks  
 Washington, D.C. 20231  
 Attention: Ms. Darlene Lyon

Sir:

This is a No Fee Petition to request removal of the holding of abandonment which  
 issued in the above-identified application on August 15, 2006. The Notice, a copy of which is  
 attached.

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enclosed, states that the reason for abandonment is due to Applicant's failure to timely file a proper reply to the Office letter mailed on 10/27/05. A copy of the "Office Letter of 10/27/05" is also enclosed.

It is the contention of the Petitioner that Applicant's attorney timely responded to the Notice (or the Office letter) of October 27, 2005, by facsimile, on November 14, 2005, by providing a copy of the Declaration, originally filed April 11, 2001, and thus supplying the missing information within 30 days of the mail date of the Notice. The relevant document was sent by facsimile to Fax No. (703) 746-6830, for the attention of Ms. Burch, Publishing Division, as directed by the Notice.

Another copy of the Declaration is provided with this Petition. Also enclosed are copies of:

- (a) the Decision on Petition dated June 20, 2001, confirming receipt by the Office of the signed Declaration;
- (b) Notification of Acceptance dated July 18, 2001 confirming the filing of the signed Declaration; and
- (c) the response filed on November 14, 2005 to the October 27, 2005 Notice, and the confirmation fax receipt of that response.

It is believed that the Notice of Abandonment issued in this application in error, and applicant requests that the holding of abandonment be removed forthwith so that the application may proceed to issuance without further delay.

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It is believed that this is a no fee petition, but if it is deemed to be otherwise, the Commissioner is authorized to charge Deposit Account No. 50-0320 with the amount of \$130.00.

Respectfully submitted,  
FROMMER LAWRENCE & HAUG LLP

By: 

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